

PUBLIC NOTICE NO. MT-08-17

October 7, 2008

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to state the Department's intention to issue a wastewater discharge permit to the facility listed in this notice and hold a public hearing on the issuance of this permit. This permit is issued by the Department under the authority of 75-5-402, Montana Code Annotated (MCA) and the Administrative Rules of Montana 17.30.1001 *et seq.*, Montana Ground Water Pollution Control System (MGWPCS). The Water Protection Bureau has prepared a draft permit for the facility listed below. Copies of the draft permit, statement of basis, and environmental assessment are available upon request from the Water Protection Bureau or on the Department's website www.deq.mt.gov

APPLICANT INFORMATION

APPLICANT:	Sussex Development Inc. 184 Saddle Mountain Drive Clancy, MT 59634
FACILITY NAME:	Heron Creek Subdivision
FACILITY LOCATION:	Section 12, Township 10 North, Range 2 West, Lewis and Clark County
RECEIVING WATER:	Outfall 001a: Class I Ground Water Outfall 001b: Class I Groundwater
PERMIT NUMBER:	MTX000210

The Department is required to hold a public hearing, whenever it finds on the basis of requests, a significant degree of public interest in a draft permit. Due to requests to the Department for a public hearing received during the initial public notice period and pursuant to 17.30.1040 (2), the Department will public notice MGWPCS permit number MTX000210 again and hold a public hearing to take comment on the proposed discharge.

This is a new permit for a wastewater treatment system to service the proposed Heron Creek Subdivision (HCS). The HCS is located at the intersection of Keir Lane and Eames Lane in Helena, MT in Lewis and Clark County. The proposed wastewater treatment facility will discharge via two drainfields. The western most drainfield and the southern drainfield will be deemed outfalls 001a and 001b respectively. The drainfields are located on the hydraulically up gradient side of the HCS. Outfalls 001a and 001b are situated in T10N, R2W, in the northwest ¼ of Section 12, or N 46°38' 35" latitude and W 111° 48' 14" longitude. The proposed wastewater treatment facility will discharge via a 2 multi zoned drainfields. The proposed HCS wastewater treatment system will service approximately 109 dwelling units.

The discharge constitutes a new or increased source and is subject to Montana Nondegradation Policy (75-5-303, MCA). The permit contains numeric permit limits and monitoring requirements in accordance with the Montana Water Quality Act. The Department had determined that the proposed discharge will not cause degradation to state waters.

PUBLIC COMMENT

Public comments are invited ANYTIME PRIOR TO CLOSE OF BUSINESS November 20, 2008. Comments may be directed to the DEQ Permitting & Compliance Division, Water Protection Bureau, PO Box 200901, Helena, MT 59620. All comments received or postmarked PRIOR TO CLOSE OF BUSINESS November 20, 2008 will be considered in the formulation of final determinations to be imposed on the permit. If you wish to comment electronically, you may e-mail Dianne Beaman at WPBPublicNotices@mt.gov.

A public hearing will be held on the draft wastewater discharge permit, the statement of basis, environmental assessment, and the Department's tentative determination on November 5, 2008 at 7:00 p.m. at the Department of Environmental Quality building headquarters located at 1520 East Sixth Avenue in Helena, Montana.

The Department will respond to all substantive comments and issue a final decision within sixty days of this notice or as soon as possible thereafter. Additional information may be obtained upon request by calling (406) 444-3080 or by writing to the aforementioned address. The complete administrative record, including permit application and other pertinent information, is maintained at the Water Protection Bureau office in Helena and is available for review during business hours.

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